IN THE HIGH COURT OF UTTARANCHAL
AT NAINTIAL

Writ Petition No. 501 (S/S) of 2004

Diwan Singh Rawat .…….Petitioner

Versus

State of Uttaranchal & others .…….Respondents

Hon'ble M.M. Ghildiyal, J.

Heard Sri Dinesh Chauhan learned counsel for the petitioner and learned Standing Counsel for the respondents.

By means of this writ petition the petitioner has prayed for a mandamus directing the respondents to consider the petitioner's case for promotion on the post of Group 'C' according to the Government Orders.

The contention of the petitioner is that he was appointed in the year 1985 as a class IV employee with the respondent no. 4 and at present is posted in the school of Govt. Girls Inter College, Someshwar District Almora. He has submitted that vide order dated 02.09.2003, Uttaranchal Government has fixed 20% quota for the post of Group-D employee for promotion on the post of Group-C employee. The petitioner fully is eligible to be promoted as he has completed more than five years, which is mandatory requirement of the above Government Order and is entitled for promotion. In spite of the petitioner's representation made before the authority concerned, he has not been promoted.

Learned counsel for the parties have submitted that the writ petition may be disposed of at the admission stage with a direction to the respondents to consider the petitioner's case for promotion to class-III employee in accordance with law.

On the above circumstances, I direct the respondents to consider the petitioner's case for promotion on the post of class III employee, if he is otherwise eligible to be promoted within a period of two months from the production of certified copy of this order.

With these directions, the writ petition is disposed of finally.

Sd/-

18.05.2004
ASWAL